

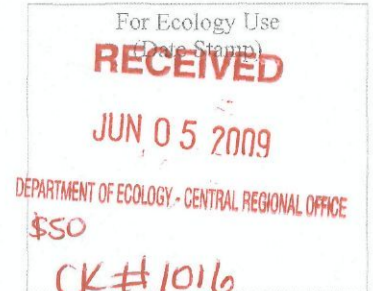


State of Washington  
Application for a Water Right Permit

☐ SURFACE WATER ☒ GROUND WATER  
☐ Permanent ☐ Temporary ☐ Short Term

Follow the attached instructions. Attach additional sheets as necessary.

A NON-REFUNDABLE MINIMUM FEE OF \$50.00 PAYABLE TO  
THE DEPARTMENT OF ECOLOGY MUST ACCOMPANY THIS APPLICATION.



Section 1. APPLICANT

Applicant/Business Name: Cool Water LLC, Fortune Creek LLC, and Saddle Ridge LLC (Little Creek)	Phone No: (509) 674-6828	Other No:
Address: 206 West First Street		
City: Cle Elum	State: WA	Zip: 98922
Email Address (optional):		

Contact Name (if different from above): David Blanchard	Phone No: (509) 674-6828, x238	Other No:
Relationship to Applicant: President, Northland Resources, LLC		
Address: 206 West First Street		
City: Cle Elum	State: WA	Zip: 98922
Email Address (optional): dblanchard@SapphireSkies.net		

Section 2. STATEMENT OF INTENT

Briefly describe the purpose of your proposed project: This application is filed with six (6) other applications more fully described in the cover letter from Tom McDonald dated June 4, 2009. This specific application is for community domestic purposes for the Little Creek development, including domestic water supply, landscape and lawn irrigation, and community amenities such as community center(s) and recreational facilities that have small water features including ponds. All developments are in the vicinity of or adjacent to the City of Cle Elum, Kittitas County. The application includes mitigation from a trust water right established by the Applicant, as more fully described in the cover letter from Tom McDonald and attached Aspect Consulting's Memorandum Report, dated June 1, 2009. Total water withdrawal for this application is estimated at 12 acre feet per year (afy), that includes 6.1 afy consumed.

Anticipated length of time to complete your project: 10 years

**Water Use** List all purposes for which water will be applied to a beneficial use and list quantity required for each.

Purpose(s) of Use	Rate (check one box only)		Acre-Feet per Year (AF/YR) (If known)	Period of Use (Continuously or Seasonal)
	<input type="checkbox"/> Cubic Feet per Second (CFS)	<input checked="" type="checkbox"/> Gallons per Minute (GPM)		
Community domestic supply	250		12.5	Continuous
TOTAL:	250		12.5	

Short Term/Temporary Water Use

Is this a request for a short term project (less than four months and non-recurring)? ☐ YES ☒ NO

Is this request for a temporary permit? ☐ YES ☒ NO

If yes to either question above, indicate the dates that the water will be needed:

FROM:            /            /            TO:            /            /           

For Ecology Use	APPLICATION NO: <u>G4-35249</u>	SEPA: Exempt/Not Exempt
	Fee Paid: <u>                    </u> Check No: <u>                    </u>	ECY Coding: 001-001-WR1-0285-000011
Date Returned <u>                    </u>	By <u>                    </u> Priority Date <u>                    </u>	By <u>                    </u> WRIA: <u>39 Kittitas</u>

### Section 3. POINT OF DIVERSION OR WITHDRAWAL

Complete A or B, and C below

A.) If Surface Water Source	B.) If Ground Water Source
<input type="checkbox"/> Spring <input type="checkbox"/> Creek <input type="checkbox"/> River <input type="checkbox"/> Lake <input type="checkbox"/> Other: _____	<input checked="" type="checkbox"/> Well(s) <input type="checkbox"/> Other: _____
Source Name: _____	Well diameter & depth: <u>Unknown</u>
Tributary to: _____	Number of proposed points of withdrawal: <u>Unknown</u>
Number of proposed diversion points: _____	Do you have an existing well? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
Do you have an existing diversion? <input type="checkbox"/> YES <input type="checkbox"/> NO	If available, attach Water Well Report and pump test.
	Well Tag ID No. _____

#### C.) Point of Diversion/Withdrawal – Legal Description

Parcel No.	¼	¼	Section	Township	Range	County
WELLS IN LOCATIONS PROVIDED ON ATTACHED SHEET	TBD	TBD	33	20N	14 EWM	Kittitas
Lot(s)	Block(s)		Subdivision			

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner:

\_\_\_\_\_ Feet (☐ North/☐ South) and \_\_\_\_\_ feet (☐ East/☒ West)

from the (☐NW ☐SW ☐NE ☐SE ☐ ) corner of Section \_\_\_\_\_.

Parcel No.	¼	¼	Section	Township	Range	County
Lot(s)	Block(s)		Subdivision			

If known, enter the distances in feet from the point of diversion or withdrawal to the nearest section corner:

\_\_\_\_\_ feet (☐ North/☐ South) and \_\_\_\_\_ feet (☐ East/☐ West)

from the (☐NW ☐SW ☐NE ☐SE ☐ ) corner of Section \_\_\_\_\_.

NOTE: If more than two points of diversion/withdrawal attach additional information on a separate sheet of paper.

Do you own the land on which the proposed point of diversion/withdrawal is located? ☒ YES ☐ NO

If no, do you have legal authority to make this application for use of another's land? ☐ YES ☐ NO

Provide the owner name(s), address, and phone number: \_\_\_\_\_

### Section 4. PLACE OF USE

Attach a copy of the legal description of the property (on which the water will be used) taken from a real estate contract, property deed or title insurance policy, or copy it carefully in the space below.

SEE ATTACHMENT A.						
¼	¼	Section	Twp.	Range	County	Parcel No.

Do you own all the lands on which the proposed place of use is located? ☒ YES ☐ NO.

If no, do you have legal authority to make this application for use of another's land? ☐ YES ☐ NO

Provide owner name(s), address, and phone number: \_\_\_\_\_

Are there any other water rights or claims associated with this property or water system? ☐ YES ☒ NO

If yes, provide the water right and/or claim numbers: \_\_\_\_\_

Attach a map of your project showing the point of diversion/withdrawal and place of use. If platted property, be sure to include a complete copy of the plat map.

Section 5. WATER SYSTEM DESCRIPTION

Describe your proposed water system (include type and size of devices used to divert or withdraw water from source): The water system will be a Class A system with a water system plan drafted and approved by the State Department of Health. It will be managed by the Satellite Management Agency (SMA). The Little Creek Homeowner Association will be responsible for hiring the SMA and meeting the terms and obligations of the water system plan. The water usage is based on local full-time domestic water demands of 274 gallons per day as the average daily demand.

Section 6. DOMESTIC WATER SUPPLY SYSTEM INFORMATION

Complete A or B, and C below

<b>A.) Domestic Water Systems only</b>	<b>B.) Municipal Water Systems only</b> <i>(defined under RCW 90.03.015)</i>
Projected number of connections to be served: 40	Present population to be served water: _____
Type of connections: <u>homes and recreational cabins</u> <i>(e.g., home, recreational cabin)</i>	Estimate future population to be served: _____ (20 year projection)
<b>C.) Water System Planning</b>	
Do you have a Water System Plan approved by the Washington State Department of Health, Drinking Water Division? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
If yes, date plan was approved _____/_____/_____ Water System Number: _____	
Name of water system: _____	
Are you within the service area of an existing water system? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
If yes, explain why you are unable to connect to the system: _____	
_____	
_____	
_____	

Section 7. IRRIGATION/STOCKWATER/OTHER FARM USES

Irrigation

Total number of acres requested to be irrigated under this application = \_\_\_\_\_ ACRES  
NOTE: Outline the area to be irrigated on your attached map.

Stockwater

List number and kind of stock: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

Is the proposed project for a dairy farm? ☐ YES ☐ NO

Other Proposed Farm Uses

Describe all proposed uses: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

**Family Farm Water Act (RCW 90.66):**

Calculate the acreage in which you have a controlling interest, including only:

- Acreage irrigated under water rights acquired after December 8, 1977,
- Acreage proposed to be irrigated under this application, and
- Acreage proposed to be irrigated under other pending application(s).

Is the combined acreage under existing rights greater than 6000 acres? ☐ YES ☐ NO

Do you have a controlling interest in a Family Farm Development Permit? ☐ YES ☐ NO

If yes, enter Permit No: \_\_\_\_\_

**Section 8. OTHER WATER USES**

**Hydropower**

Indicate total feet of head \_\_\_\_\_ and proposed capacity in kilowatts: \_\_\_\_\_

Describe works: \_\_\_\_\_

Indicate all uses to which power is to be applied: \_\_\_\_\_

FERC License No: \_\_\_\_\_

**Mining/Industrial Use**

Describe use, method of supplying and utilizing water: \_\_\_\_\_

**Other Use**

**Section 9. WATER STORAGE**

Will you be using a dam, dike, or other structure to retain or store water? ☒ YES ☐ NO

Are you proposing to store more than 10 acre-feet of water? ☐ YES ☐ NO Unknown

Will the water depth be 10 feet or more? ☐ YES ☐ NO

If you answered yes to any of the above questions, please describe: The mitigation for potential winter impacts to the Yakima River will include storage in pond(s) at the property referred to as the Flatwater development that is one of the applications concurrently filed. See cover letter from Tom McDonald, dated June 4, 2009, and attached Aspect Consulting's Memorandum Report, dated June 1, 2009. As part of the Mitigation Plan, application(s) for reservoir permits will be filed if the pond(s) exceed 10 acre feet or be more than 10 feet deep.

*NOTE: If you will be storing 10 acre-feet or more of water and/or if the water depth will be 10 feet or more at the deepest point and some portion of the storage will be above grade, you must also complete an Application for Permit to Construct a Reservoir and a Dam Construction Permit and Application.*

**Section 10. DRIVING DIRECTIONS**

Provide detailed driving directions to the project site: \_\_\_\_\_

Site Address: \_\_\_\_\_

## Section 11. REQUIRED SIGNATURES

I certify that the information provided in this application is true and accurate to the best of my knowledge. I understand that in order to process my application, I grant staff from the Department of Ecology access to the site for inspection and monitoring purposes. Even though the employees of the Department of Ecology may have assisted me in the preparation of the above application, all responsibility for the accuracy of the information rests with me, the applicant.

Tom McDonald  
 Print Name  
 Tom McDonald, as agent for Northland  
 Resources, LLC, designated manager for  
 Cool Water LLC, Fortune Creek LLC, and  
 Saddle Ridge LLC  
 (Applicant or authorized representative)

Tom McDonald  
 Signature

6-4-09  
 Date

\_\_\_\_\_  
 Print Name  
 (Landowner of Place of Use)

\_\_\_\_\_  
 Signature

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Print Name  
 (Landowner of Place of Use)

\_\_\_\_\_  
 Signature

\_\_\_\_\_  
 Date

\_\_\_\_\_  
 Print Name  
 (Landowner of Place of Use)

\_\_\_\_\_  
 Signature

\_\_\_\_\_  
 Date

Submit your application to: DEPARTMENT OF ECOLOGY  
 CASHIERING SECTION  
 PO BOX 5128  
 LACEY WA 98509-5128

Please check the region in which your proposed project is located.  
☐ Southwest ☐ Northwest ☒ Central ☐ Eastern

Below is a map of the State of Washington, with outlines of the four Ecology regional offices. If you have questions about your application, contact the Water Resources program at the regional office in which your project is located.



Southwest Regional Office: 360-407-6300

Northwest Regional Office: 425-649-7000

Central Regional Office: 509-575-2490

Eastern Regional Office: 509-329-3400

If you need this document in an alternate format, please call the Water Resources Program at 360-407-6600. Persons with hearing loss can call 711 for Washington Relay Service. Persons with a speech disability can call 877-833-634

**ATTACHMENT A**  
**TO APPLICATION FOR A WATER RIGHT PERMIT (GROUND WATER)**  
**Ecology Form 040-1-14 (Rev. 5/07)**  
Submitted by NORTHLAND RESOURCES, LLC

**Little Creek**

ACRES 21.00, CD. 5960-1; SEC. 33, TWP. 20, RGE. 14; PTN. E1/2 NE1/4 (LOT 2, B29/P187-188)  
ACRES 21.00, CD. 5960-4; SEC. 33, TWP. 20, RGE. 14; PTN. E1/2 NE1/4 (LOT 4, B29/P187-188)  
ACRES 21.09, CD. 5960-3; SEC. 33, TWP. 20, RGE. 14; PTN. NE1/4; PTN. NW1/4 (LOT 7, B29/P187-188)  
ACRES 21.00, CD. 5960-8; SEC. 33, TWP. 20, RGE. 14; PTN. E1/2 (LOT 9, B29/P187-188)  
ACRES 21.15, CD. 5960-9; SEC. 33, TWP. 20, RGE. 14; PTN. N1/2 (LOT 1~0, B30/P177-178)  
ACRES 21.00, CD. 5960-10; SEC. 33, TWP. 20, RGE. 14; PTN. NW1/4 (LOT~ 11, B30/P177-178)  
ACRES 21.00, CD. 5960-11; SEC. 33, TWP. 20, RGE. 14; PTN. NW1/4 (LOT~ 12, B30/P177-178)